

Message

From: Fotouhi, David [Fotouhi.David@epa.gov]
Sent: 9/11/2018 10:35:51 PM
To: Mancusi-Ungaro, Philip [Mancusi-Ungaro.Philip@epa.gov]; Neugeboren, Steven [Neugeboren.Steven@epa.gov]
CC: Wehling, Carrie [Wehling.Carrie@epa.gov]; Kupchan, Simma [Kupchan.Simma@epa.gov]; Wade, Alexis [Wade.Alexis@epa.gov]; Palmer, Leif [Palmer.Leif@epa.gov]; Hicks, Matt [Hicks.Matthew@epa.gov]; Ghosh, Mita [Ghosh.Mita@epa.gov]
Subject: RE: Corps/FDEP MOA

I agree with Steve's assessment. Thanks, everyone.

David Fotouhi

Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Mancusi-Ungaro, Philip
Sent: Tuesday, September 11, 2018 6:03 AM
To: Neugeboren, Steven <Neugeboren.Steven@epa.gov>
Cc: Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>; Hicks, Matt <Hicks.Matthew@epa.gov>; Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Ghosh, Mita <Ghosh.Mita@epa.gov>
Subject: Re: Corps/FDEP MOA

Thanks Steve, Matt Hicks and I talked about some language we could use and will work on that this am and share with Alexis and Simma. We can then talk about next steps.

Phil

Sent from my iPhone

On Sep 10, 2018, at 6:55 PM, Neugeboren, Steven <Neugeboren.Steven@epa.gov> wrote:

Ex. 5 AC/DP

Steve Neugeboren
Associate General Counsel for Water
U.S. EPA
1200 Pennsylvania Ave., NW
Washington, DC 20460
202 (564-5488)

From: Fotouhi, David
Sent: Monday, September 10, 2018 5:38 PM
To: Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Kupchan, Simma <Kupchan.Simma@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>
Subject: RE: Corps/FDEP MOA

Ex. 5 AC/DP

David Fotouhi

Deputy General Counsel
Office of General Counsel
U.S. Environmental Protection Agency
Tel: +1 202.564.1976
fotouhi.david@epa.gov

From: Mancusi-Ungaro, Philip
Sent: Monday, September 10, 2018 3:24 PM
To: Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Kupchan, Simma <Kupchan.Simma@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>; Palmer, Leif <Palmer.Leif@epa.gov>
Subject: RE: Corps/FDEP MOA

David Ex. 5 AC/DP

Ex. 5 AC/DP

Is this something we need to wrok on?

Phil

Philip G. Mancusi-Ungaro
Attorney-Adviser
Office of Water Legal Support
USEPA Region 4
61 Forsyth St, SW
Atlanta, GA 30303
Tel: 404-562-9519
Cel: Ex. 6 Personal Privacy (PP)

This email is from an attorney and may contain privileged information and attorney-client communications and should not be released under FOIA or discovery to individuals or entities outside of EPA or the U.S. Department of Justice without the knowledge of the sender.

From: Fotouhi, David
Sent: Monday, September 10, 2018 3:04 PM
To: Wehling, Carrie <Wehling.Carrie@epa.gov>
Cc: Kupchan, Simma <Kupchan.Simma@epa.gov>; Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Mancusi-Ungaro, Philip <Mancusi-Ungaro.Philip@epa.gov>
Subject: Re: Corps/FDEP MOA

Thanks

Ex. 5 AC/DP

Ex. 5 AC/DP

Is this something that we are working on?

Sent from my iPhone

On Sep 10, 2018, at 3:02 PM, Wehling, Carrie <Wehling.Carrie@epa.gov> wrote:

Copying Phil who can add or correct my understanding. As far as we know, the Corps and State are still negotiating over a few issues, including permit modifications and the list of retained waters. We aren't aware of any specific timeframe for completing....

Carrie

Caroline (Carrie) Wehling
Assistant General Counsel
Water Law Office
U.S. Environmental Protection Agency
Washington DC 20004
202-564-5492
wehling.carrie@epa.gov

From: Fotouhi, David
Sent: Monday, September 10, 2018 1:57 PM
To: Kupchan, Simma <Kupchan.Simma@epa.gov>
Cc: Neugeboren, Steven <Neugeboren.Steven@epa.gov>; Wade, Alexis <Wade.Alexis@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>
Subject: Re: ESA language for EPA-FDEP MOA

Thanks! What's the ETA on the suggested revisions to the corps-Florida MOA?

Sent from my iPhone

On Sep 7, 2018, at 4:45 PM, Kupchan, Simma <Kupchan.Simma@epa.gov> wrote:

David,

We have all reviewed the revisions and are comfortable with the revised draft of the MOA. Thank you for your attention.

Simma Kupchan
EPA Office of General Counsel
Water Law Office
202-564-3105
WJC North #7426Q

From: Neugeboren, Steven
Sent: Thursday, September 06, 2018 10:59 PM
To: Wade, Alexis <Wade.Alexis@epa.gov>; Fotouhi, David <Fotouhi.David@epa.gov>; Wehling, Carrie <Wehling.Carrie@epa.gov>; Kupchan, Simma <Kupchan.Simma@epa.gov>
Subject: Fwd: ESA language for EPA-FDEP MOA

We got the language below in today and David perhaps you received separately. We will take a look.

Sent from my iPhone

Steven Neugeboren
Associate General Counsel for Water
U.S. EPA
202-564-5488

Begin forwarded message:

From: "Ghosh, Mita" <Ghosh.Mita@epa.gov>
Date: September 6, 2018 at 9:43:25 PM EDT
To: "Kupchan, Simma" <Kupchan.Simma@epa.gov>, "Neugeboren, Steven" <Neugeboren.Steven@epa.gov>
Cc: "Palmer, Leif" <Palmer.Leif@epa.gov>
Subject: FW: ESA language for EPA-FDEP MOA

Simma and Steve:

Attached is the ESA language for our Florida assumption MOA (EPA-FDEP) incorporating **Ex. 5 AC/DP**

Ex. 5 AC/DP

I believe David Fotouhi is going to reach out to you to make sure that you are okay with the language. Thanks

Mita

Mita Ghosh
Chief, Office of Water Legal Support
Office of Regional Counsel

United States Environmental Protection
Region 4
404-562-9568

NOTICE: This communication may contain privileged or other confidential information. If you are not the intended recipient, or believe that you have received this communication in error, please do not print, copy, retransmit, disseminate, or otherwise use the information. Also, please indicate to the sender that you have received this communication in error, and delete the copy you received.